



State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095
(603) 271-3501 FAX (603) 271-6683



LETTER OF DEFICIENCY

No WD SS 02-08

July 31, 2002

Arnold Cushion
RR 1, Box 237-C
East Green Mountain Road
Claremont, NH 03743

RE Effluent from Septic System

Dear Mr. Cushion

On July 19, 2002, personnel from the Department of Environmental Services, Water Division ("DES") conducted an inspection of your property, described as Lot #9, on Tax Map #100, and located on East Green Mountain Road, Claremont, NH, 03743 ("the Property"). The purpose of this inspection was to determine whether you were in compliance with RSA 485-A and it's implementing regulations, the Subdivision and Individual Sewage Disposal System Design Rules, Env-Ws 1000 ("the Rules").

As a result of the inspection, the following deficiency was noted

1. A pipe leading from your septic leach field is emitting raw sewage into a drainage swale leading to a brook near your property

DES expects the above deficiency to be permanently corrected within 30 days by initiating and completing the following measures:

- Remove the pipe from the leach field on the Property If the septic system is in failure, then:
- 2 Engage a permitted septic system designer to prepare and submit septic system plans and specifications to DES for the total waste load generated on the Property.
- Obtain approval to construct the system
- 4 Construct and obtain approval to cover and use the system
- 5 Operate and maintain the system in accordance with NH Administrative Rule Env-Ws 1023.

If the septic system on the Property is in failure, during the interim

between receipt of this letter and the date by which permanent corrections have been completed, as an alternate to vacating the premises, DES expects that collected sewage will be pumped and disposed in accordance with NH Administrative Rule Env-Ws 800 at sufficient frequent intervals to prevent further overflow. If this alternative is utilized, it is advised that pumping receipts be retained.

DES believes the cited deficiencies will be corrected within 30 days and a report describing the corrective measures can be submitted to this office within 40 days of receipt of this letter.

In the event compliance is not achieved within this period, DES may take further action against you, including issuing an order requiring the above items to be corrected, initiating an administrative fine proceeding, and/or referring the matter to the New Hampshire Department of Justice for imposition of civil and/or criminal penalties. In addition, DES personnel will reinspect the Property at a later date to determine whether you have come into, and are maintaining, full compliance with all applicable statutes and directives.

The written report as requested above should be addressed as follows

Richard J. de Seve, SSB, DES
Department of Environmental Services
6 Hazen Drive, PO Box 95
Concord, NH 03302-0095

Your prompt cooperation is appreciated. Should you have any questions regarding this letter, please contact Richard J. de Seve at 271-3442.

Sincerely,

COPY

William E. Evans, P.E.
Administrator
Subsurface Systems Bureau

WEE/RJD

CERTIFIED MAIL 7099 3400 0003 0695 8562

Cc: James G. Falicon, SSB, DES
Gretchen C. Rule, Enforcement Coordinator, DES ✓
Russell A. Nylander, Chief Engineer, WD
S. Green, Planning Board, City of Claremont
R. Rivard, Health Officer, City of Claremont
N. St. Aubin
Richard J. de Seve, SSB, DES